PTO/SB/21 (08-00) Approved for use through 10/31/02. OMB 0651-0031 sign (+) inside this box → U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 09/940,316 **Application Number** RANSMITTAL August 27, 2001 **Filing Date FORM First Named Inventor** Christopher Reeves **Group Art Unit** 1652 (to be used for all correspondence after initial filing) **Examiner Name** To be Assigned Total Number Of Pages In This Submission 300622002611 Attorney Docket No. **ENCLOSURES** (check all that apply) After Allowance Communication to Fee Transmittal Form Assignment Papers Appeal Communication to Board of Fee Attached Drawing(s) Appeals and Interferences Appeal Communication to Group Amendment / Reply (19 pages) Licensing-related Papers (Appeal Notice, Brief, Reply Brief) Petition After Final **Proprietary Information** Petition to Convert to a Status Letter Affidavits/declarations Provisional Application Other Enclosure(s) (please identify Change of Correspondence Address below): Extension of Time Request Return Postcard Terminal Disclaimer **Express Abandonment Request** Request for Refund Information Disclosure Statement. CD, Number of CD(s) PTO Form 1449, References TECH CENTER 1600/2900 Remarks Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 C.F.R. 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY OR AGENT Firm Brenda J. Wallach Reg. No. 45,193 Morrison & Foerster LLP or 3811 Valley Centre Drive, Suite 500, San Diego, California 92130 Individual Name da Wallach Signature Date

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Diane Blevins





## CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

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Diane Blevins

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Christopher REEVES et al.

Serial No.:

09/940,316

Filing Date:

August 27, 2001

For:

POLYNUCLEOTIDES ENCODING THE

fkbA GENE OF THE FK-520

POLYKETIDE SYNTHASE GENE

CLUSTER (As Amended)

Examiner: To be assigned

Group Art Unit: 1652

9/a 19) 5/24/03

PRELIMINARY AMENDMENT

**RECEIVED** 

Mail Stop Non-Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

MAY 2 2 2003

TECH CENTER 1600/2900

Dear Sir:

Prior to examination of the above-identified application, the Examiner is respectfully requested to enter the following amendment.